FOR MYSORE STATE

Development (1950) Department.

MS. SERIES.

3

G.O. No. 1358

Dated 4th April 1950

[Despatch Abstract.]

Labour, Disputes & Industrial Disputes Act 1949 – Procedure for determining the conclusion of proceedings before a conciliation officer.

GOVERNMENT OF INDIA.

Ministry of Labour.

No. LR. 1 (93).
Dated New Delhi, the 22nd December 1949.

From

N.C. Kuppuswami Esquire, B.A. (Hons,)
Under Secretary to the Government of India.

To

The All Provincial Governments

Subject: Procedure for determining the conclusion of proceedings before a conciliation Officer under the Industrial Disputes Act, 1947.

Sir,

A question has arisen as to how the workmen or the employer, as the case may be, is to find out when the seven days' limit specified in sections 22 (1) (d) and 22 (2) (d) of the Industrial Disputes Act 1947, has expired in the case of Conciliation proceedings before a Conciliation Officer where no settlement is arrived at. Under section 20(2) (b), such a proceeding shall be deemed to have concluded, when the report of the Conciliation Officer is received by the appropriate Government. The point of time for calculation of the seven days mentioned in section 22 is, therefore the date on which the report of the Conciliation Officer is received by the appropriate Government. There is, however, no provision either in the Act or in the Industrial Disputes (Central) Rules, 1947, to indicate how the parties to the disputes are to know when the Conciliation Officer's report has been received by Government.

2. The Central Government are meeting the requirement by issuing suitable instructions to their Conciliation Officers to complete their report, within two days after the completion of the enquiry, and send it to the Central Government, copies being sent simultaneously to the parties concerned. On receipt of the report the central Government will inform the parties concerned of the date on which the conciliation proceedings have ended.

3. I am to bring to the notice of the Provincial Government the

aforesaid procedure so that the Provincial Government may consider adopting a similar procedure in respect of the undertakings falling under the provincial sphere.-

Yours faithfully,

(N.C. KUPPUSWAMI)

Under Secretary to Government of India.

Endt. No. 186 PI/49-1 dated 12-1-1950 Development Department

Referred to the C.L. for remarks

C.P.G
11-1-50.

akgd/22/7/53

Office of the
Commissioner of Labour, Chepauk, Madras
dated 21st March, 1950.

Copy of the Letter No. A.1.No. 3738/50.

From

Sri C.G. Reddi,
Commissioner of Labour, Madras.

To

The Secretary to Government,
Development Department,
Fort St. George, Madras.

Sir,

Sub: Procedure for determining the conclusion of proceedings before a Conciliation Officer under the Industrial Disputes Act, 1947.

Ref: 1) Letter No. LR 1 (93) dated 22--12--1949 from the Gpvernment of India, Ministry of Labour &
2) Endorsement No. 186-P1/49-1, Development, dated 12--1--1950.

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I agree with the suggestion of the Government of India that labour (Conciliation) Officers should complete their reports within two days the completion of the enquiry and send them to the appropriate Government through the Commissioner of Labour, so as to enable them to inform the parties concerned of the date on which the conciliation proceedings have ended with the Labour Officers. I am issuing necessary instructions to all Labour Officers on the lines indicated in paragraph 2 of the Government of India letter quoted above.

(Sd) xxxxx
For Commissioner of Labour.

(True Copy)

To
Asst. Secretary,

Devp. Department.

Please see the letter from the Government of India on pp1-2 above and the C.L.'s remarks thereon on page 3 above. The papers may be recorded.

C.P.G
29-3-50.

G.O. Ms. 1358 dt 4-4-50
Labour - Disputes Industrial Disputes Act - procedure for determining the conclusion of proceedings before a conciliation Officer.

SUPERINTENDENT.

Note:
Copy of the correspondence will be added to the stock file .

(True Copy)

akgd/22/7/53.